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Attorneys for Defendant
TRIVASCULAR, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

DR. SHAUN L.W. SAMUELS,

Plaintiff,

vs.

TRIVASCULAR, INC.,

Defendant.

TRIVASCULAR, INC.,

Counter-Claimant,

vs.

DR. SHAUN L. W. SAMUELS,

Counter-Defendant.

Case No. 3:13-CV-02261-EMC

STIPULATION AND ~~[PROPOSED]~~
ORDER SELECTING ADR PROCESS

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

Court Processes:

- ☐ Non-binding Arbitration (ADR L.R. 4)
☐ Early Neutral Evaluation (ENE) (ADR L.R. 5)
☐ Mediation (ADR L.R. 6)

(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)

Private Process:

XX Private ADR (Please identify process and provider) **The parties have agreed to use a mediator from the private ADR firm of JAMS and will follow the process suggested by the JAMS mediator. The parties have agreed to use either (1) Hon. James Ware (Ret. – N.D. Cal.), or (2) Hon. Dickran M. Tevrizian (Ret. – C.D. Cal.)**

The parties agree to hold the ADR session by:

XX the presumptive deadline (*The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.*)

☐ other requested deadline _____

DATED: February 17, 2015

/s/ Arthur S. Feldman

Arthur S. Feldman
 Attorney for Plaintiff,
 DR. SHAUN L.W. SAMUELS

DATED: February 17, 2015

/s/ Marc H. Cohen

Attorneys for Defendant,
 TRIVASCULAR, INC.

1 **[~~PROPOSED~~] ORDER**

- 2 ☒ The parties' stipulation is adopted and IT IS SO ORDERED.
- 3 ☐ The parties' stipulation is modified as follows, and IT IS SO ORDERED.
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DATED: 2/23/15



CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 17, 2015 that a copy of the foregoing document is being electronically filed with the Clerk of the United States District Court for the Northern District of California by using the CM/ECF system, which will send notice of such filing to all counsel of record.

DATED: February 17, 2015

/s/ Marc H. Cohen

Marc H. Cohen

Lien K. Dang

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